



UNITED STATES PATENT AND TRADEMARK OFFICE

Technology Center 1700.

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In re application of :
Christian Schade et al. : **DECISION ON**
Serial No. 08/325,219 : **PETITION**
Filed: October 21, 1994 :
For: THE USE OF COPOLYMERS OF CARBOXYLIC ACIDS AND
LONG CHAIN COMPOUNDS WITH ISOLATED C-C MULTIPLE
BONDS AS THICKENERS OR DISPERSANTS :

This is a response to the "PETITION UNDER 37 C.F.R. §1.181 TO WITHDRAW THE HOLDING OF ABANDONMENT", filed June 18, 2002. The petition requests that the abandonment, as set forth in the Notice of Abandonment of May 31, 2002, for failure to timely file a proper response to the Decision by the Board of Patent Appeals and Interferences rendered on March 20, 2002 be withdrawn. The petitioner asserts that the abandonment was prematurely issued and applicants filed a Continued Prosecution Application (CPA) on May 20, 2002.

DECISION

The instant request is accepted as a timely petition under 37 C.F.R. §1.181 (no fee).

A review of the instant application file indicates that the applicants had until May 20, 2002 to seek Court review of the Decision rendered on March 20, 2002. The applicants timely filed a Continued Prosecution Application (CPA) along with a Preliminary Submission including an amendment of the claims under 37 CFR 1.53(d) on May 20, 2002. Therefore, the Notice of Abandonment of May 31, 2002 was prematurely prepared by the Examiner and mailed.

Therefore, the abandonment is hereby withdrawn, and the application is returned to



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pending status. The case will be forwarded to the Technical Support Staff for entering of the CPA and then forwarded to the examiner for prompt consideration.

The Petition is **GRANTED**.

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